

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

RECEIVED

FEB 25 2005

SCANSOFT, INC.,

Plaintiff,

V.

VOICE SIGNAL  
TECHNOLOGIES, INC.,  
LAURENCE S. GILICK,  
ROBERT S. ROTH,  
JONATHAN P. YAMRON,  
and MANFRED G. GRABHERR,

Defendants.

**BROMBERG & SUNSTEIN**

C.A. No. 04-10353-PBS

DEPOSITION OF DANIEL ROTH, a witness called by  
and on behalf of the Plaintiffs, taken pursuant to  
the applicable provisions of the Federal Rules of  
Civil Procedure, before Dana Welch, CSR, Registered  
Professional Reporter, and Notary Public, in and for  
the Commonwealth of Massachusetts, at the offices of  
Bromberg & Sunstein, 125 Summer Street, Boston,  
Massachusetts, on February 22, 2005, commencing at  
10:01 a.m.

Job No. 2590

# ORIGINAL

1 APPEARANCES:

2 For the Defendants:

3 CHOATE, HALL & STEWART, P.C.  
4 Exchange Place  
5 53 State Street  
6 Boston, Massachusetts 02109  
7 (617) 248-5000  
8 By: Robert S. Frank Jr., Esq.

9 For the Plaintiff:

10 BROMBERG & SUNSTEIN, LLP  
11 125 Summer Street, 11th Floor  
12 Boston, Massachusetts 02110-1618  
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14 By: Lee Carl Bromberg, Esq.  
15 And: Jack C. Schecter, Esq.

## I N D E X

WITNESS: DANIEL ROTH PAGE NO.

## EXAMINATION:

By Mr. Bromberg 4  
By Mr. Frank 259  
By Mr. Bromberg 262

Certificate of the Reporter 264

## E X H I B I T S

NO. DESCRIPTION PAGE NO.

(Exhibits attached to transcript.)

1 - Boston Business Journal Clip 17  
2 - Rule 30(b)(6) Notice of Depo 23  
3 - Amended Response 31  
4 - 2/18/05 Website Printout 72  
5 - Howe Article 11/27/00 96  
6 - Globe Article 6/7/04 101  
7 - 9/6/01 Press Release 104  
8 - Patent #2004/0049388A1 110  
9 - 9/18/00 Press Release 119  
10- 3/20/01 Press Release 119  
11- User Interface Spec 1.2 11/7/03 128  
12- VSuite 3.0 Version Release 156  
13- VST 01089 through 01143 156  
14- Affidavit of D. Roth 9/19/01 166  
15- Temporary Injunction 170  
16- Gillick Agreement 1/23/85 184  
17- 12/29/04 Letter 253

P R O C E E D I N G S

(The Massachusetts driver's license  
number as identification of the deponent  
was noted for the record.)

WHEREUPON,

DANIEL ROTH,

having duly sworn or affirmed that his  
testimony would be the truth, the whole truth,  
and nothing but the truth, testified as  
follows:

DIRECT EXAMINATION

BY MR. BROMBERG:

Q. Would you state your name for the  
record, sir.

A. Daniel Lawrence Roth.

Q. What is your address?

A. [REDACTED]

Q. What's your occupation, sir?

A. I'm an entrepreneur.

Q. What's your current employment?

A. I work for Voice Signal.

Q. What is your position?

A. President.

Q. How long have you been the president?

1 THE DEPONENT: Okay.

2 BY MR. BROMBERG:

3 Q. [REDACTED]

4 [REDACTED]

5 A. [REDACTED]

6 Q. [REDACTED]

7 [REDACTED]

8 A. [REDACTED]

9 Q. [REDACTED]

10 A. [REDACTED]

11 [REDACTED]

12 [REDACTED]

13 Q. [REDACTED]

14 [REDACTED]

15 A. [REDACTED]

16 Q. [REDACTED]

17 A. [REDACTED]

18 Q. [REDACTED]

19 [REDACTED]

20 A. [REDACTED]

21 Q. Okay. How about Manfred Grabherr, does  
22 he work on a particular area of this  
23 technology?

24 A. What technology?



1 Q. The Core Technology, as set forth in  
2 your website.

3 A. Manfred is a generalist.

4 Q. So does he work in any one of these  
5 areas?

6 A. Manfred is capable of working in any  
7 one of these areas.

8 Q. And what assignments has he had at  
9 Voice Signal since he arrived there four or  
10 five years ago, whenever that was?

11 A. Manfred, like the other guys, worked on  
12 speech recognition engine development for  
13 mobile phones.

14 Q. I didn't hear the last part.

15 A. For mobile phones.

16 Q. For mobile phones; okay. And in  
17 connection with that work did he work on the  
18 VoiceTag engine?

19 A. No.

20 Q. Did he work on --

21 A. Not that I recall.

22 Q. Did he work on the CCR engine?

23 A. He did work on CCR.

24 Q. Did he work on the ELVIS engine?

## C E R T I F I C A T E

I, Daniel Roth, do hereby certify that I have read the foregoing transcript of my testimony given on February 22, 2005, and I further certify that said transcript is a true and accurate record of said testimony (with the exception of the corrections listed below):

Page	Line	Correction
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Dated at \_\_\_\_\_, this \_\_\_\_\_  
day of \_\_\_\_\_, 2005.

\_\_\_\_\_  
Daniel Roth

SIGNED UNDER THE PAINS AND PENALTIES OF PERJURY

duw

CERTIFICATE

COMMONWEALTH OF MASSACHUSETTS  
SUFFOLK, SS

I, Dana Welch, Registered Professional  
Reporter and Notary Public in and for the  
Commonwealth of Massachusetts, do hereby  
certify:

That DANIEL ROTH, the witness whose  
deposition is hereinbefore set forth, was duly  
sworn by me and that such deposition is a true,  
record of my stenotype notes taken in the  
foregoing matter, to the best of my knowledge,  
skill and ability.

IN WITNESS WHEREOF, I have hereunto set  
my hand this 25th day of February, 2005.



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Dana Welch, CSR, RPR  
Registered Professional Reporter